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*[Other counsel listed on  
signature page]*

*Attorneys for Individual and Representative  
Plaintiffs Bruce Benedict, Joe Williams,  
Joseph Baglino, James Brown and Adrienne Schmadeke*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII**

Bruce Benedict; Joe Williams; Joseph  
Baglino; James Brown; and Adrienne  
Schmadeke, on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

Diamond Resorts Corporation; Diamond  
Resorts Parent, LLC; Diamond Resorts  
Holdings, LLC; Resort Management  
International, Inc.; Stephen J. Cloobek;  
Kathy Wheeler; Frank Goeckel; and  
Jason Toste,

Defendants.

Case No. 1:12-cv-00183-DAE-BMK

**PLAINTIFFS' NOTICE OF MOTION  
AND MOTION FOR FINAL CLASS  
ACTION SETTLEMENT APPROVAL**

**CLASS ACTION**

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that on **March 18, 2013 at 9:45 a.m.**, or as soon thereafter as counsel may be heard, Plaintiffs Bruce Benedict, Joe Williams, Joseph Baglino, James Brown and Adrienne Schmadeke (collectively, “Plaintiffs”) will move for an order from the Court granting: (i) final approval of the Settlement Agreement and Release (the “Settlement”) and (ii) final certification of the Settlement Class preliminary certified in the Court’s December 12, 2012 order. *See* Dkt. No. 64. Plaintiffs’ motion, which Defendants Diamond Resorts Corporation (“DRC”), Diamond Resorts Parent, LLC (“DRP”), Diamond Resorts Holdings, LLC (“DRH”), Resort Management International, Inc. (“RMII”), Stephen J. Cloobek, Kathy Wheeler, Frank Goeckel and Jason Toste (collectively, “Defendants”) do not oppose, is made pursuant to Rule 23 of the Federal Rules of Civil Procedure.

This motion is based on the memorandum of points and authorities, the joint declaration of Jonathan K. Levine, Andrew N. Friedman, and William M. McKeon filed herewith, and such additional evidence or argument as may be required by the Court.

Dated: January 14, 2013

Respectfully submitted,

/s/ Elizabeth C. Pritzker

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**CERTIFICATE OF SERVICE**

I hereby certify that, on the dates and by the methods of service noted below,  
a true and correct copy of the foregoing was served on the following at their last  
known addresses:

**Served Electronically through CM/ECF:**

John R. Dwyer, Jr.	jdwyer@dwyerlaw.com	January 14, 2013
Keri Catherine Mehling	keri@mimhawaii.com	January 14, 2013
William M. McKeon	bill@mimhawaii.com	January 14, 2013
Andrew Baum	abaum@glaserweil.com	January 14, 2013

**Served by First Class Mail:**

Patricia L. Glaser Glaser Weil Fink Jacobs Howard Avchen & Shapiro LLP 10250 Constellation Blvd., 19th Floor Los Angeles, CA 90067	January 14, 2013
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January 14, 2013

/s/ Elizabeth C. Pritzker